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ATTORNEYS AT LAW



**PATENT APPLICATION**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith for filing is the following **utility patent application.**

Applicants: **Gregg R. Hamilton, Ashutosh K. Bahadure,  
Sachin N. Bobade**

Title of application: **METHOD AND SYSTEM FOR COMPLETING A BACKUP  
JOB THAT WAS INTERRUPTED DURING A BACKUP PROCESS**

Pages of specification: 16 (including 5 pages of claims and  
1 page abstract)

Sheets of drawings: 6 Docket No.: **VRTS-0441**

**PATENT APPLICATION FILING FEE CALCULATION**

|                                                                                                                                                                | <u>No. Filed</u> | <u>Less</u> | <u>Rate/Claim</u> | <u>Fee</u>             |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-------------|-------------------|------------------------|
| Total Claims                                                                                                                                                   | 26               | -20         | 6 x \$18.00       | <u>\$108.00</u>        |
| Independent Claims                                                                                                                                             | 3                | -3          | 0 x \$84.00       | <u>\$00.00</u>         |
| Minimum Filing Fee                                                                                                                                             |                  |             |                   | \$750.00               |
| Multiple Dependency Fee<br>(if applicable - \$280.00)                                                                                                          |                  |             |                   | \$_____                |
| 50% Reduction for Small Entity<br>(Independent Inventor, Non-profit<br>Corporation, or Small Business<br>Concern) - appropriate<br>verified statement attached |                  |             |                   | - <u>\$ .00</u>        |
| <b>TOTAL FILING FEE</b>                                                                                                                                        |                  |             |                   | <u><b>\$858.00</b></u> |

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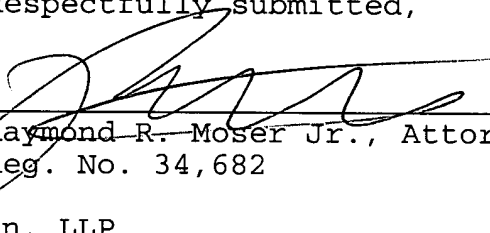
A check in the amount of \$898.00 is enclosed herewith (\$858.00 Application Filing fee and \$40.00 Assignment Recordation Fee). If this check is omitted or insufficient, kindly charge the fees, as appropriate, to Deposit Account 20-0782. To facilitate that charge, a duplicate copy of this letter is enclosed.

Also enclosed herewith for filing in connection with the enclosed application are:

- ☐ Oath;
- ☒ Declaration and Power of Attorney;
- ☐ Disclosure Statement;
- ☐ Letter referencing previously filed disclosure document; number \_\_\_\_\_ filed \_\_\_\_\_;
- ☐ Verified Statement claiming small entity status;
- ☒ An assignment of the application to:  
Veritas Software Corporation;
- ☐ A certified copy of a \_\_\_\_\_ patent application or inventor's certificate, filed \_\_\_\_\_ and serial no. \_\_\_\_\_, upon which a claim to priority is made;
- ☒ **NONPUBLICATION REQUEST UNDER**  
**35 U.S.C. 122(B)(2)(B)(i)**

Respectfully submitted,

9-8-03

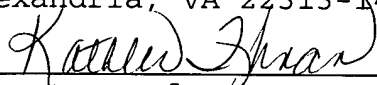
  
\_\_\_\_\_  
Raymond R. Moser Jr., Attorney  
Reg. No. 34,682

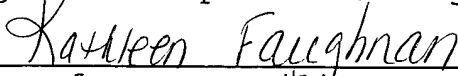
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**\*\*\*EXPRESS MAIL CERTIFICATION\*\*\***

"Express Mail" mailing label number: **EV360627484US**  
Date of deposit: **September 8, 2003**

I hereby certify that this patent application and related papers is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
\_\_\_\_\_  
Signature of person mailing paper or fee

  
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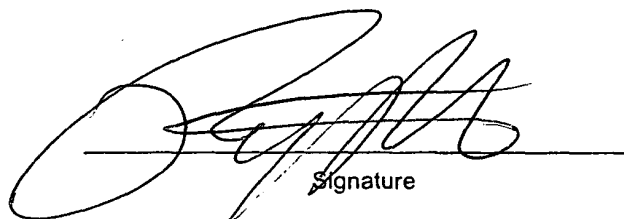
|                                                                       |                      |                                                                                            |                  |
|-----------------------------------------------------------------------|----------------------|--------------------------------------------------------------------------------------------|------------------|
| <b>NONPUBLICATION REQUEST<br/>UNDER<br/>35 U.S.C. 122(b)(2)(B)(i)</b> | First Named Inventor |                                                                                            | Hamilton, et al. |
|                                                                       | Title                | Method and System for Completing a Backup Job That Was Interrupted During a Backup Process |                  |
|                                                                       | Atty Docket Number   |                                                                                            | VRTS-0441        |

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9-8-03

Date



Signature

Raymond R. Moser Jr.

 Typed or printed name  
 Reg. No. 34,682

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

**Burden Hour Statement:** This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**